

MINUTES OF REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF QUOGUE, 7 VILLAGE LANE, QUOGUE, NEW YORK, HELD ON FRIDAY, MAY 18, 2012 AT 4:00 P.M.

PRESENT: Mayor Peter S. Sartorius, Trustees Randy Cardo, Jeanette Obser, Ted Necarsulmer and Kimberley Payne, Village Attorney Richard E. DePetris and Village Clerk Marcia Rose Koziarz.

OTHERS PRESENT: Chief Building Inspector Bill Nowak, Police Chief Robert Coughlan, Fire Chiefs Tim Shea, Bruce Davidson and Christopher Osborne, Jeffrey Lean, David Genser, Clint Greenbaum, Kathy Sheiffer, Pam Sheiffer, Arnold Sheiffer, Joe Pirciaro, Cecilia Lazarescu, Donna Sessa, Frances Ryan, Wyck Coddington, Richard Haefeli, Bill Berrien, Theresa Fontana and Erin McKinley of The Southampton Press.

The Mayor invited everyone to join him in the Pledge of Allegiance.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, the minutes of the regular meeting held on April 20, 2012 are hereby approved.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, the abstract of audited vouchers Schedule 05-12, \$159,257.24 and Treasurer's Report for the Month ending April 30, 2012 are hereby approved as follows:

\$ 42,111.65 Checking Account
\$5,453,185.86 Investments
\$5,495,297.51 Total General Fund 04/30/12

The Clerk gave the report for April 2012 False Fire and Burglar Alarms as follows:

Burglar Billed: \$100.00; Burglar Collected: \$0
Fire Billed: \$0; Fire Collected: \$250.00

Fire Chief Tim Shea gave the monthly report for the Fire Department. Chief Building Inspector Bill Nowak gave the monthly report for the Building Department. Police Chief Robert Coughlan gave the report for the Police Department.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the appointment of Tracy L. Martin to the position of Police Department Jail Attendant, is approved pending completion of a background check.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the 2012-2013 tax rate is hereby adjusted from \$1.9642 to \$1.9578 per \$1,000 of assessed value to reflect an adjustment in total net assessments by the Town of Southampton Assessor's Office from \$3,196,836,928 to \$3,207,321,728.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a refund as a result of small claims petition decision in the amount of \$536.38 to Barbara Athenosy, Tax Map # 11-2-11 is hereby approved.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, that a special meeting of the Board of Trustees will be held on Thursday, May 31, 2012 at 12:00 Noon, the regular June meeting will be held on Friday, June 22, 2012 at 4:00 P.M. and the annual organizational meeting will be held on Monday, July 2, 2012 at 4:00 P.M.

Upon motion made by Ted Necarsulmer, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, a donation in the amount of \$3,500.00 (A2705-Donations) is hereby accepted from the Quogue Association and will be applied to the purchase of playground equipment (A7180.443-Beach/Improvements & Maintenance) at the Village Beach.

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the renewal of the 2012-13 Traffic Signal Maintenance Contract with Johnson Electrical Construction Corp. at a cost of \$300.00 per month (includes bi-annual re-lamping and inspection) is hereby approved.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a budget transfer in the amount of \$950.00 from A1990.400 (Contingent) to A8010.490 (ZBA-Misc.) to cover expenses for a secretary & transcription, is hereby approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a budget transfer in the amount of \$1,000.00 from A3120.450 (Police Contracts) to A3120.415 (Police Navy Equipment & Maintenance) to cover a shortfall is hereby approved.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, a budget transfer in the amount of \$625.00 from A7181.490 (Beach House/Misc Expenses) to A7180.200 (Beach/Equipment) for the purchase of a beach wheelchair is hereby approved. Jeffrey Lean asked if the Village Beach could use a donation of crutches, walker or a wheelchair. The Mayor thanked him for his offer and will look into the need and let him know.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, it is hereby approved that \$6,600.00 from the 2011-2012 unreserved fund balance be carried forward into the 2012-2013 budget code A3120.450 (Police Dept-Contracts) for monthly computer maintenance to be performed by Fluid Imagery.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the 2012 license agreement with Quogue Junior Theater Troupe for the term of July 1, 2012 to September 1, 2012 is hereby approved.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the minutes of Requests For Proposals held on May 17, 2012 at 4:00 P.M. for 2012-2013 Contractual Services are hereby approved as follows:

Refuse Removal: East End Sanitation

Cleaning Service: Michele Meduski

Plumbing: Quogue Plumbing & Heating

Landscaping: Chip's Evergreen Inc.

Electrician: Beach Electric of Quogue

Carpentry: Sea Level Construction, Inc.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the purchases in the amount of \$661.00 for flowers from Homeside Florist & Greenhouses, Inc. and Beds and Borders Inc. in the amount of \$63.12, utilizing Jobson Fund T93J (beautification) are hereby approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a Special Event Permit for a birthday party on the Village beach on June 30th from 6:00-10:00 PM is hereby approved.

Upon motion made by Mayor Peter Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the introduction of the following amendments to Village Code is hereby approved and a public hearing thereon shall be held on June 22, 2012:

Local Law No. of 2012

A Local Law Amending The Village
Code In Relation To Powers And
Duties Of The Building Inspector

Section 1. §15-2 is hereby amended by adding the following sentence at the end thereof, to wit: In the absence of such a designation, the Ordinance Enforcement Officer shall exercise all such powers.

Section 2. §15-6D is hereby amended to read as follows:

D. He shall issue, in writing, all appropriate notices or orders to remove illegal or unsafe conditions, to require the necessary safeguards during construction and to ensure compliance during the entire course of construction with the requirements of such laws, ordinances, rules and regulations, and the provisions of any permit issued by the Building

Inspector or any other governmental authority. Such notices or orders may include an order to stop or suspend all work which is being undertaken in violation of applicable laws, ordinances, rules or regulations or permits. Such notices or orders shall be served upon the property owner or his agent personally or by sending by registered or certified mail a copy of such order to the owner or his agent at the address set forth in the application for permission for the construction or alteration of such building and by posting the same upon a conspicuous portion of the premises to which the notice applies.

Section 3. §15-7 is hereby amended to read as follows:

§15.7. Penalties for offenses.

Any person having been served, either personally or by registered or certified mail, with an order issued by the Building Inspector under this Chapter, who shall fail to comply with such order, and any owner, builder, architect, tenant, contractor, subcontractor, construction superintendent or their agents or any other person taking part or assisting in the construction of any building who shall knowingly violate such order or any of the applicable provisions of the State Uniform Fire Prevention and Building Code or any lawful order, notice, directive, permit or certificate made thereunder regarding standards for construction, maintenance or fire protection equipment and systems shall be punishable by a fine of not more than \$1,000 per day of violation or imprisonment not exceeding 15 days, or both.

Section 4. §15-8 is hereby amended by adding the following sentence at the end thereof, to wit: The Building Inspector is authorized to issue appearance tickets relating to the enforcement of any laws, ordinances, rules or regulations administered or enforced by the Building Inspector pursuant to this Chapter.

Section 5. §42-4A is hereby amended by changing the period at the end thereof to a comma and by adding the following clause after such comma, to wit: including without limitation, those which may be enforced by the Building Inspector pursuant to Chapter 15 or any other provision of this Code.

Section 6. This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.

The Mayor discussed the application of the East End Eruv Association to place lechis on certain utility poles in the public right of way and upon motion made by Mayor Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the written decision presented at the meeting (see copy of decision attached) on the application of East End Eruv Association to place lechis on certain utility poles in the public right of way in the Village of Quogue is adopted and the application is hereby denied.

The Board discussed with Theresa Fontana, owner of The Lily Pad, regarding parking signs in front of her store. After discussion and upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, two 15-minute (from 8:00 A.M. to 8:00 P.M.) parking signs will be installed on Jessup Avenue in front of 130 Jessup Avenue. The Village Attorney will prepare an amendment to the Village Code.

With no further business to discuss and upon motion made by Ted Necarsulmer, seconded by Jeanette Obser and unanimously carried, the meeting was adjourned at 4:32 P.M.

Marcia Rose Koziarz, Village Clerk